DATE: January 10, 2003 CASE DOCKET NO.: 98-rCLU-363

PARENT SERIAL NO.:

09/604,218 6/27/2000

PARENT FILING DATE:

FUNCTIONALLY GRADED FRICTION MATERIAL

FOR: APPLICANTS:

TULIN K. HIDAYETOGLU

ART UNIT:

1762

EXAMINER:

E. TSOY

CONFIRMATION NO.:

4131

THE COMMISSIONER OF PATENTS

AND TRADEMARKS WASHINGTON, D.C. 20231

Sir:

Transmitted herewith is an **amendment** in the above-identified application.

No additional fee is required

The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT			(Col. 2) HIGHEST NO. PREVIOUSL Y PAID FOR			(Col. 3) PRESENT EXTRA		RATE	ADD'L. FEE	
TOTAL	*	17	-	 ** 	19	<u> </u> =	0	X	\$18.00	=	\$0.00
INDEP.	*	2	-	***	2	=	0	X	\$80.00	=	\$0.00
:	FIRST PRESENTATION OF MULTIPLE DEP. + CLAIM							+	\$270.00	: 	\$0.00
									TOTAL		\$0.00

- If the entry in Col. 1 Is less than the entry in Col. 2, write "0" in Col. 3.
- If the "highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

Please charge my Deposit Account No. 05-0275 in the amount of \$0.00 A duplicate copy of this sheet is attached.

A check in the amount of \$ is attached.

 \bowtie The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 05-0275. A duplicate copy of this sheet is attached.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

Eaton Corporation The Patent Law Department 1111 Superior Avenue Cleveland, Ohio 44114-2584 (216) 523-4131

ATTORNEY OF RECORD

Daniel S. Kalka, Registration No. 32,654



09/604,218 6/27/2000 FUNCTIONALLY GRADED FRICTION AN 162003 MATERIAL TO 1700 IN THE UNITED STATES PATENT & TRADEMARK OFFICE

PARENT SERIAL NO.: PARENT FILING DATE:

FOR:

APPLICANT : **ART UNIT**

EXAMINER

CONFIRMATION NO.:

Honorable Commissioner of Patents & Trademarks Washington, D.C. 20231

Sir:

"Express Mail" Mailing Label No. EK762665185US. Date of Deposit January 10, 2003. I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 C.F.R. 1.10 on the date indicated above and addressed to the Honorable Commissioner of Patents and Trademarks. Washington, DC 2023

<u> ≱elissa A. Henthor</u>n Printed Name

PRELIMINARY AMENDMENT

In response to the Office Action mailed October 17, 2002, please amend the aboveidentified patent application as follows.

IN THE CLAIMS

Please cancel claims 9 and 10 without prejudice.

Please rewrite claim 1 as set forth below in clean form.

1. (Four Times Amended) A clutch facing material with improved wear resistance and thermal conductivity, comprising:

a functionally graded material including a composite material having heat and wear resistant fibers therein impregnated with a resin; and a plurality of heat conducting elements situated within said functionally graded material in a selected orientation and spatial distribution with a varying concentration, wherein said functionally graded material is constructed for engagement with a cooperating movable member, said